

No. 17-71353

IN THE
**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

NATIONAL LABOR RELATIONS BOARD,

Petitioner,

v.

CAESARS ENTERTAINMENT D/B/A RIO ALL-SUITES HOTEL AND CASINO,

Respondent,

and

**INTERNATIONAL UNION OF PAINTERS AND ALLIED TRADES, DISTRICT
COUNCIL 15, LOCAL 159, AFL-CIO,**

Intervenor.

ON APPLICATION FOR ENFORCEMENT OF AN ORDER OF
THE NATIONAL LABOR RELATIONS BOARD
CASE No. 28-CA-060841

**OPPOSITION TO INTERNATIONAL UNION OF PAINTERS AND ALLIED TRADES,
DISTRICT COUNCIL 15, LOCAL 159, AFL-CIO'S
MOTION FOR SUMMARY ENFORCEMENT**

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ATTORNEYS FOR RESPONDENT

CAESARS ENTERTAINMENT D/B/A RIO ALL-SUITES HOTEL AND CASINO

On August 16, 2017, Respondent Caesars Entertainment d/b/a Rio All-Suites Hotel and Casino (“Rio”) filed a motion to dismiss the National Labor Relations Board’s (“Board”) application for enforcement of an administrative order. The Court has not yet ruled on Rio’s motion. On October 4, 2017, Intervenor International Union of Painters and Allied Trades, District Council 15, Local 159, AFL-CIO (“Union”), filed a motion for summary enforcement of the Board’s applied-from order on the ground that Rio did not file a brief and defaulted on the briefing schedule. Pursuant to Circuit Rule 27-11, the filing of a motion to dismiss automatically stays the briefing schedule pending the Court’s disposition of the motion. The Union’s motion is meritless and should be dismissed.

Dated: October 5, 2017

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'LDL', written over a horizontal line.

By: _____

Lawrence D. Levien

Attorney For Respondent

**CAESARS ENTERTAINMENT D/B/A RIO ALL-
SUITES HOTEL AND CASINO**